



Paper No. 11

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**OFFICE OF PETITIONS**

**ON PETITION**

In re Application of  
Lalgudi V. Natarajan et al.  
Application No. 09/363,169  
Filed: July 29, 1999  
Attorney Docket No. SAIC0004

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This is a decision on the petition filed October 1, 2002 under 37 CFR 1.181 to withdraw the holding of abandonment for the above-identified application.

The petition under 37 CFR 1.181 is **GRANTED**.

The application was held abandoned on September 21, 2000 for failure to timely submit a response to the non-Final Office Action mailed June 20, 2000. A three (3) month period for reply was set and no extensions of time to file the response were requested or granted. Accordingly, a Notice of Abandonment was mailed February 28, 2001.

Petitioner asserts that a reply and a request for a three month extension of time was timely filed December 20, 2000.

In support, petitioner has submitted, copies of the reply, three month extension request and a copy of the itemized post card receipt, with a United States Patent & Trademark Office date stamp of December 20, 2000. In view of the above, the holding of abandonment for failure to timely reply to the non-Final Office Action is being withdrawn.

A review of the file reveals that the reply and the extension request were in fact received by the PTO on December 20, 2000. (Papers 9 and 10) unfortunately, the documents were not matched to the file and only now receives consideration. In view of the above, the holding of abandonment for failure to timely reply to the non-Final Office Action is being withdrawn. No petition fee is due and none has been charged.

The application file is being forwarded to Technology Center 1700 for further examination.

Telephone inquiries concerning this matter may be directed to the undersigned Petitions Attorney at (703) 305-4497.

Patricia Faison-Ball  
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Office of Petitions